IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

MONDAY, THE 17TH DECEMBER 2007 / 26TH AGRAHAYANA 1929

WP(C).No. 32586 of 2007(D)

PETITIONER:

RAJAN,
RAJ BHAVANAM, VELITHURUTHU, NEENDAKARA,
KOLLAM.

BY ADV. SRI.PRATHEESH.P

RESPONDENTS:

---

1. NEENDAKARA GRAMA PANCHAYATH,
NEENDAKARA P.O., KOLLAM, REPRESENTED BY
ITS SECRETARY.

2. THE ASSISTANT EXECUTIVE ENGINEER,
KERALA WATER AUTHORITY, EDAPPALLYCOTTA,
CHAVARA, KOLLAM DISTRICT.

3. SREEKRISHNANANDAN @ MONACHAN,
SINIMAVO MANDIRAM, VELITHURUTHU, NEENDAKARA,
KOLLAM DISTRICT.

4. MAYA VIMAL PRASAD,
MEMBER, WARD NO.V, NEENDAKARA GRAMA PANCHAYATH,
KOLLAM DISTRICT, RESIDING AT VEENA BHAVANAM,
VELITHURUTHU, NEENDAKARA, KARUNAGAPPALLY,
KOLLAM DISTRICT.

BY ADV. SRI.M.SASINDRAN
SC SRI.M.DINESH

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 17/12/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

PIUS C. KURIAKOSE, J.

W.P.(C) NO.32586 of 2007

Dated this the 17th day of December , 2007

JUDGMENT

Sri.M.Dinesh, the learned Standing Counsel for the Kerala Water Authority submits that, if the Panchayat makes a request in that regard, the Water Authority will not have any objection in shifting the public water tank situated on the property of the respondents 3 and 4. Respondents 3 and 4 have not entered appearance before this court though they have been served with notice.

2. Ext.P1 representation has already been submitted by the petitioner before the first respondent. I direct the first respondent to pass an early order on Ext.P1 so as to enable the 2nd respondent to comply with the request in Ext.P1. Needful will be done by the first respondent at the earliest and at any rate within two weeks of receiving a copy of this judgment.

PIUS C. KURIAKOSE,

JUDGE.

dpk